

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)

Docket Number (Optional)

P662

First Named Inventor: EDWARD MAGID
Application Number: 10/705,621
Filed: NOVEMBER 10, 2003
Title: COUPON DISPENSER

Art Unit: 3653
Examiner: DAVID H. BOLLINGER

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact
Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

1. Petition fee

- ☒ Small entity - fee \$ 55.00 (37 CFR 1.17(l)). Applicant claims small entity status.
See 37 CFR 1.27.
- ☐ Other than small entity - fee \$ _____ (37 CFR 1.17(l)).

2. Reply and/or fee

A The reply and/or fee to the above-noted Office action in the form of

(identify the type of reply):

- ☐ has been filed previously on 11/24/2004 AWONDAF2 00000001 10705621
- ☐ is enclosed herewith.
- | | |
|------------|-----------|
| 01 FC:2452 | 55.00 OP |
| 02 FC:2501 | 685.00 OP |
| 03 FC:1504 | 300.00 OP |

B The issue fee of \$ 985.00 (including publication fee)

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Armand M. Vozzo
Signature

ARMAND M. VOZZO, JR., ESQUIRE
Typed or printed name

19 SHORT ROAD, DOYLESTOWN, PA 18901
Address

11/16/04
Date

28,918
Registration Number, if applicable

(215) 348-4733
Telephone Number

- Enclosure ☒ Fee Payment
- ☐ Reply
- ☐ Terminal Disclaimer Form
- ☒ Additional sheets containing statements establishing unavoidable delay
- ☐ _____

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- ☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

11/16/04
Date

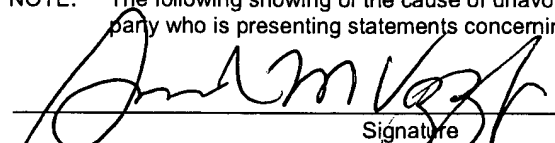
Armand M. Vozzo
Signature

ARMAND M. VOZZO, JR.
Typed or printed name of person signing certificate

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.



Signature

ARMAND M. VOZZO, JR.

Typed or printed name

11/16/04

Date

28,918

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

(See attached sheet with Exhibits A-C)

(Please attach additional sheets if additional space is needed.)



**PETITION FOR REVIVAL OF APPLICATION ABANDONED UNAVOIDABLY
UNDER 37 CFR 1.137(a)
Showing of Cause of Unavoidable Delay**

In support of the foregoing Petition to Revive an Abandoned Application, the undersigned, the attorney of record in this case, declares and states the following:

1. On October 11, 2004 in advance of the due date of October 13, 2004 established in the associated Notice of Allowance, a completed Fee Transmittal form PTOL-85 was mailed to the USPTO endorsed with an appropriate Certificate of Mailing indicating same and including a check #4125 in the amount of \$985.00 intended for payment of the total amount of the issue and publication fees. Copies of the completed Fee Transmittal form and its accompanying check are marked and attached as Exhibits "A" and "B" respectively.

2. The check for \$985.00 was drawn on a business credit line account (#3722-670054-72001) extended to the undersigned by American Express and was made on October 11, 2004 only after verification by the undersigned that the available credit in the account exceeded the check amount. In fact, the undersigned determined by phone from the automated American Express customer account line that the available credit as of the date of the draft was \$1,281.00. The check was therefore submitted in good faith and with the full understanding that it would be honored.

3. Notwithstanding the fact that there was sufficient credit available in the account to cover check #4125, American Express declined the draft and "bounced" the check on or about October 21, 2004 without any notice or explanation whatsoever to the undersigned until the subsequent account statement was received on November 15, 2004. A copy of said account statement is marked and attached as Exhibit "C". As is indicated by the entries on said account statement, the check for \$985.00 was declined without a stated reason at a time when there was sufficient credit available to otherwise honor the check.

4. The undersigned took measures in advance to make sure that the check amount did not exceed the credit available to him in this account, making an advance payment to his account (indicated on Exhibit "C") on October 9, 2004 and verifying its effect on October 11, 2004. On that basis, the undersigned submitted the check to the USPTO with the full belief and bona fide intention that it would be honored in payment of the requisite fees. However, due to an unexpected and still unexplained decline of the check by American Express, the check was "bounced" and as a result, a Notice of Abandonment was issued on November 12, 2004 and received on November 15, 2004.

5. The undersigned submits this Petition with the requisite fees in immediate response to the Notice of Abandonment and promptly upon learning of the unexpectedly "bounced" check originally submitted, and accordingly represents, with the support of the evidence presented herewith, that the delay in making the present payment of the patent issue and publication fees was not only unintentional but unavoidable under the circumstances.

Respectfully submitted,


ARMAND M. VOIZZO, JR.

11/16/04
Date

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 or **Fax** (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

07/13/2004

Armand M. Vozzo, Jr., Esquire
 19 Short Road
 Doylestown, PA 18901



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

ARMAND M. VOZZO, JR.	(Depositor's name)
<i>[Signature]</i>	(Signature)
10/11/04	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/795,621	11/10/2003	Edward Magid	P662	4685

TITLE OF INVENTION: COUPON DISPENSER

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$300	\$965	10/13/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
BOLLINGER, DAVID H	3653	221-056000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Armand M. Vozzo, Jr.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

FLOORgraphics, Inc.

5 Vaughn Drive, Suite 200
 Princeton, NJ, USA 08540

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☒ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature) *[Signature]* (Date) 10/11/04

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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EXHIBIT "A"



ARMAND M VOZZO JR A M VOZZO JR ATTY LW 19 SHORT RD DOYLESTOWN, PA 18901-3212		DATE <u>October 11, 2004</u>	4125 31-7188 1240
PAY TO THE ORDER OF <u>Director of U.S. Patent & Trademark Office</u>		\$ <u>985.00</u>	Security Features Detail on Back
<u>Nine Hundred Eighty Five and 00/100</u>		DOLLARS	
American Express Centurion Bank Salt Lake City, Utah 84184			
<u>App'l Ser. 10/703,021</u>			
MEMO <u>Issue Fee & Publication Fee</u>			
⑆124071889⑆ 47267005425⑈384125			

— EXHIBIT "B" —



675
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Prepared For
ARMAND M VOZZO JR
A M VOZZO JR ATTY LW

Account Number
3722-670054-72001

Closing Date
11/07/04

Page 1 of 5

Previous Balance \$	Payment Activity \$	New Activity \$ inc. Adjustments and Finance Charges if any	New Balance \$	Minimum Amount Due \$
23,285.33	-466.00	+256.66	-23,075.99	462.00

Payment Due Date
12/02/04
Please refer to page 2
for important information
regarding your account

Credit Line Summary on 11/07/04	Total Credit Line \$ 24,100.00	Available Credit Line \$ 1,024.01	Cash Advance Limit \$ 1,630.00	Available Cash Limit \$ 0.00
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To manage your Account, visit us online at open.americanexpress.com or call Customer Service at 1-800-521-6121.

Activity	Amount \$
10/09/04* PHONE PAYMENT RECEIVED-THANK YOU XXXXX07700 PNC BANK, NATIONAL ASSOCIATION	-466.00

New Activity for ARMAND M VOZZO JR		Amount \$
Card XXXX-XXXXX4-72001		
10/21/04* DECLINE BALANCE TRANSFER 985.00		0.00
10/26/04 TRAVEL & LEISURE MAGAZINE 275277504 12 MONTH SUBSCRIPTION		39.00
11/07/04 Periodic FINANCE CHARGE		217.66
Total of New Activity		256.66

Finance Charges	Average Daily Balance \$	Daily Periodic Rate	Actual ANNUAL PERCENTAGE RATE	Nominal ANNUAL PERCENTAGE RATE	Periodic FINANCE CHARGE \$
Billing days this period: 31					
Purchases	20,215.84	0.0274%	10.00%	9.99%	171.71
Cash Advances	2,740.03	0.0541%	19.74%	19.74%	45.95
					217.66

Certain of the periodic rates and APRs above may be variable. Those rates may vary based upon the prime rate identified in the Wall Street Journal, as described in your Cardmember Agreement as currently in effect.

- EXHIBIT "C" -